

Department of Energy

Bonneville Power Administration
P.O. Box 3621
Portland, Oregon 97208-3621

ENVIRONMENT, FISH AND WILDLIFE

March 15, 2002

In reply refer to: KEC-4

Mr. P. Arley Harrel
Williams, Kastner & Gibbs PLLC
P.O. Box 21926
601 Union Street, Suite 4100
Seattle, WA 98111-3926

Dear Mr. Harrel:

This letter serves as a partial response to your amended Freedom of Information Act (FOIA) request of February 12, 2002 (#02-014), in which you requested the following information:

1. With respect to the Environmental Impact Statement (EIS) for the Schultz-Hanford project, please provide all documents relating to or explaining the reason for the "small potential reroute within Segment A, referred to on Map 2, Alternatives, and shown in detail on Map 3, Reroute in Segment A," which is discussed at page 2-2, paragraph 2.1.1 of the EIS (hereinafter "Segment A Reroute").

RESPONSE: BPA has completed its search process for the documents you requested and has located various emails responsive to Request 1. These emails are presently being reviewed by our Legal Department for possible FOIA exemptions. In order to complete the review process, I am taking a 10-working day extension of time to respond to Request 1, as permitted by the statute. I will provide you with a complete response no later than March 29, 2001.

2. Please provide all documents relating to any environmental study, survey or other analysis of the Segment A Reroute.

RESPONSE: A tribal title report and maps are enclosed and labeled as Item 2. BPA has completed its search process and has located various emails and meetings notes that apply to Request 2. As noted in my response to Request 1, these emails and meeting notes are presently being reviewed by our Legal Department for possible FOIA exemptions. I will complete my response to the remaining portion of Request 2 no later than March 29, 2001.

BPA had planned to send you a copy of the Draft Environmental Impact Statement (DEIS) in response to this request but as per your conversation with John Gleason on March 7, 2002, you requested that a copy of the Draft EIS, including marked text, or any references identified in the DEIS, not be sent to you at this time.

3. Please provide the easement or other agreements pertinent to the BPA use of the adjoining Yakama Nation allotment land for the powerline.

RESPONSE: Easement document is enclosed and labeled Item 3.

4. Please provide documents pertinent to the BPA's power to condemn the Yakama Nation Tribal allotment land for the future additional powerline.

RESPONSE: BPA conducted a complete search and was unable to locate any records in response to this request.

BPA understands that you represent a concerned landowner who has the potential to be directly impacted by this project. BPA is therefore releasing the enclosed documents for your client's sole use and requests that you or your client not photocopy the maps and/or records enclosed with the intent to distribute. BPA is concerned that some of these documents may pose the risk of national security concerns should they be distributed.

As stated in your letter dated February 12, 2002, you assured BPA of your willingness to pay reasonable costs as required by FOIA and to pay for the cost to copy above referenced materials. You requested an estimate for copying if BPA thought the cost would exceed \$200.00. Although the final fees have not been calculated, BPA does not believe copying will substantially exceed \$200.00. You will receive an invoice under separate cover from our Accounting Department for the cost of processing your request.

If you have any questions, please contact John Gleason, at (503) 230-7318.

Sincerely,



Nancy A. Wittpenn
Environmental Project Lead

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Nancy A. Wittpenn
Environmental Project Lead

bcc: w/enclosures
G. Tollefson-CILR-4
Official File

bcc: w/o enclosures
L. Driessen-TNP-TPP-3
C. Jacobson-LC-7
J. Gleason-LC-7
J. Bennet-LC-7

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